

# Notice of Allowability

Application No.

10/727,122

Examiner

Andrew T. Piziali

Applicant(s)

TAGHAVI, SHANE

Art Unit

1771

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 4/5/2006.
2. ☒ The allowed claim(s) is/are 5-16.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

*g B 4/21/06*  
**ANDREW T. PIZIALI**  
**PATENT EXAMINER**

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee. Authorization for this examiner's amendment was given in a telephone interview with Christopher Kilner on 4/21/2006.

Amend the application as follows:

IN THE CLAIMS:

Amend claim 5 as follows:

5. The method of forming a coated polyolefin fabric ~~of superior soft tactile~~  
~~characteristic~~ comprising:

weaving a polyolefin fabric of multi-filament polyolefin yarn;

extrusion coating the lower surface of the polyolefin fabric with a polyolefin woven  
fabric extrusion coating ~~with superior soft tactile characteristic~~;

extrusion coating the upper surface of the polyolefin fabric with a polyolefin woven  
fabric extrusion coating ~~with superior soft tactile characteristic~~; and

cooling the coated polyolefin fabric;

wherein the polyolefin woven fabric extrusion coatings ~~with superior soft tactile~~  
~~characteristic~~ comprise from 30 to 50% by weight thermoplastic vulcanizate wherein the  
thermoplastic vulcanizate has a Shore A hardness grade of 30 to 80; from 30 to 50% by  
weight of polyolefin elastomer wherein the polyolefin elastomer has a melt index of less  
than or equal 5.0; and from 5 to 15% by weight of plastomer.

***Allowable Subject Matter***

Claims 5 and 6 are rejoined. Claims 5-16 are allowed.

The following is an examiner's statement of reasons for allowance: The closest prior art is USPN 6,833,333 to Reisdorf in view of USPN 5,986,000 to Williams, but Reisdorf fails to teach or suggest the use of multifilament yarn and Williams fails to teach or suggest the use of a polyolefin elastomer. Williams is also silent with regards to the hardness of the thermoplastic vulcanizate or the melt index of the polyolefin. Finally, the applied prior art does not teach or suggest that a polyolefin woven fabric coated with the claimed composition would possess a soft tactile finish that is low gloss, non-tacky, non-slick, and approaches the tactile sensation of microfiber polyolefin textile.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew T. Piziali whose telephone number is (571) 272-1541. The examiner can normally be reached on Monday-Friday (8:00-4:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terrel Morris can be reached on (571) 272-1478. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

atp

 4/21/06  
**ANDREW T. PIZIALI**  
**PATENT EXAMINER**